IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

CONTEMP PETITION NO.149 OF 2007
IN
WRIT PETITION NO.1913 OF 2005

All India Medical Corporation & another ..Petitioners.
Vs.
State of Maharashtra and others ..Respondents.

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Mr. Anand Shah i/b Wadia Ghandy & Co. for the Petitioners.
Ms. Shobha Ajithkumar for Respondent Nos.2 and 6.

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CORAM: **DR. D.Y. CHANDRACHUD, J.**

19th December, 2007.

P.C. :

1. On the request of Counsel appearing for the Petitioners and counsel appearing for the Municipal Corporation, the Contempt Petition which was directed to be listed today, but which inadvertently was left out of the Board by the registry has been taken up and called out for hearing.

2. The order passed by the Division Bench on 25th September, 2006 required the Municipal Corporation to take a decision within a period of twelve weeks of the order being served. Counsel appearing for the Municipal Corporation tendered an

unconditional apology and stated on instructions that since the papers were not traceable, inadvertently the Corporation has not complied with the time schedule laid down in the order and is yet to take a decision. However, on the instructions of Mr. D.C. Kasbe, Administrative Officer (Estates), the learned counsel states that a final decision shall be arrived at in compliance with the order of the Division Bench within a period of four weeks from today and a copy thereof shall be communicated to the Petitioners and their advocates. In view of the statement thus made, Counsel appearing for the Petitioners states that the Petitioners do not insist upon this Court taking any further steps against the Respondents for non compliance at the present stage. The Contempt Petition is disposed of.

The Petitioners would be at liberty to apply for revival of the Contempt Petition in the event that the statement made before this Court is not duly implemented.